

ORDINANCE 1494

AN ORDINANCE OF THE CITY OF NORTH BEND, WASHINGTON, REPEALING NORTH BEND MUNICIPAL CODE SECTION 13.36.410 RELATING TO SEPTIC HAULERS; PROVIDING SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, RCW 35.67.020 provides that every city has the authority to manage, regulate and control systems of sewerage; and

WHEREAS, the City of North Bend adopted Ordinance 1361 establishing NBMC 13.36.410 relating to Septic Haulers; and

WHEREAS, NBMC 13.36.410 establishes regulations for such systems of sewerage, including accepting holding tank waste from septic haulers; and

WHEREAS, the City Council finds that the acceptance of such waste is not in the best interests of the City of North Bend;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF NORTH BEND,
WASHINGTON, DOES HEREBY ORDAIN AS FOLLOWS:**

Section 1. NBMC 13.36.410 Repealed. NBMC 13.36.410 (Septic Haulers) is hereby repealed in its entirety.

Section 2. Septic Hauler Gallonage Fees: The City Clerk is hereby directed to remove from the Taxes, Rates & Fees Schedule the Septic Hauler Gallonage Fee as established by Ordinance 1361.

Section 3. Severability. Should any section, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this ordinance or its application to other persons or circumstances.

Section 4. Effective Date. This ordinance shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of publication.

**ADOPTED BY THE CITY COUNCIL OF THE CITY OF NORTH BEND,
WASHINGTON, AT A REGULAR MEETING THEREOF, THIS 6TH DAY OF
AUGUST, 2013.**

CITY OF NORTH BEND:

APPROVED AS TO FORM:

Kenneth G. Hearing, Mayor

Michael R. Kenyon, City Attorney

ATTEST/AUTHENTICATED:

Published: August 14, 2013
Effective: August 19, 2013

Susie Oppedal, City Clerk